

Serial No.: 10/688,224

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JAN 15 2009

IN THE UNITED STATES
PATENT & TRADEMARK OFFICE

Applicant : Sharon Mi Lyn Tan
Serial No. : 10/688,224
Filed : 10/15/2003
Title : MEDICAL DEVICE HAVING ANTI-MICROBIAL PROPERTIES
AND A FALSE LUMEN AND METHOD OF MAKING THE
SAME
Art Unit : 3763
Examiner : Laura A. Bouchelle
Confirm. No. : 9465
Docket No. : 02-161US01

Via Facsimile 571-273-8300
Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

PETITION FOR EXTENSION OF TIME UNDER 37 CFR 1.136(a),
NOTICE OF APPEAL AND PRE-APPEAL BRIEF REQUEST FOR REVIEW

SIR:

Applicants hereby petition the Commissioner to grant a one (1) month extension of time, up to and including January 15, 2009, in which to respond to the Final Office Action mailed September 15, 2009, and to the Advisory Action mailed December 11, 2008 in the above-identified application.

Applicant hereby respectfully appeals to the Board of Patent Appeals and Interferences from the decision of the Primary Examiner dated September 15, 2008 finally rejecting the pending claims in this application.

Authorization is hereby provided to charge Deposit Account No. 50-1047 the appeal fee in the amount of \$540. It is further requested that the Commissioner charge the \$130 extension fee and any additional amounts due, including any additional DA

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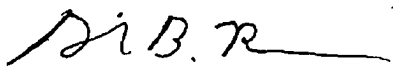
01/16/2009 JVONG1 00000014 10688224
02 FC:1251 130.00 DA

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extensions of time that may be required, or credit any overpayments to Deposit Account 50-1047.

A Pre-Appeal Brief Request For Review is filed herewith.

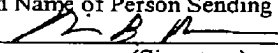
Respectfully submitted,


David B. Bonham Reg. No. 34,297

Date: 1/15/2009

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<p><u>Certificate of Facsimile Transmission</u> <u>Under 37 C.F.R. §1.8</u> I hereby certify that this correspondence and any document referenced herein has been transmitted via facsimile to the U.S. Patent and Trademark Office at (571) 273-8300 on <u>1/15/2009</u>.</p> <p><u>David B. Bonham</u> (Printed Name of Person Sending Correspondence)</p> <p> (Signature)</p>
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